

**9 FAM 40.93 ALIENS UNLAWFULLY PRESENT  
AFTER PREVIOUS IMMIGRATION  
VIOLATION  
(Reserved)  
(TL:VISA-515; 01-29-2003)**

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**9 FAM 40.93 Related Statutory Provisions**

*See 22 CFR 40.93, INA 212(a)(9)(C), and INA 212(a)(10))*

*(TL:VISA-515; 01-29-2003)*

(C) ALIENS UNLAWFULLY PRESENT AFTER PREVIOUS IMMIGRATION VIOLATIONS.

(i) IN GENERAL, Any alien who:

(I) Has been unlawfully present in the United States for an aggregate period of more than 1 year,

(II) Has been ordered removed under section 235(b)(1), section 240, or any other provision of law; and

(III) Who enters or attempts to reenter the United States without being admitted is inadmissible.

(ii) EXCEPTION: Clause (i) shall not apply to an alien seeking admission more than 10 years after the date of the alien's last departure from the United States if, prior to the alien's re-embarkation at a place outside the United States or attempt to be readmitted from a foreign contiguous territory, the Attorney General has consented to the alien's reapplying for admission.

**9 FAM 40.101 PRACTICING POLYGAMISTS**

*(TL:VISA-515; 01-29-2003))*

An immigrant alien shall be ineligible under INA 212(a)(9)(A) only if the alien is coming to the United States to practice polygamy.

## **9 FAM 40.101 Related Statutory Provisions**

### **Miscellaneous**

*(TL:VISA-515; 01-29-2003)*

*See 22 CFR 40.101, and INA 22(g)*

(A) PRACTICING POLYGAMISTS. Any immigrant who is coming to the United States to practice polygamy is inadmissible.